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Date: JANUARY 24, 2005

To: EXAMINER DERRICK W. FERRIS
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Client/Matter No.: FR 000029 (7790/353)

of Pages: 12
(including cover sheet)

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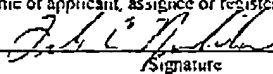
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PAGE 2/12 * RCVD AT 1/24/2005 5:53:27 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/1 * DNIS:8729314 * CSID:*18479057113 * DURATION (mm:ss):03:38

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FRANK C NICHOLAS (33983)
Name of applicant, assignee or registered representative

Signature
January 24, 2005
Date of Signature

PATENT
Case No. **FR 000029**
(7790/353)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|------------------------------|---|------------------------|
| In re patent application of: |) | |
| |) | |
| JEAN-MICHEL SIMON |) | |
| |) | Examiner: PHU, SANH D. |
| Serial No.: 09/817,086 |) | |
| |) | Group Art Unit: 2682 |
| Filed: MARCH 26, 2001 |) | |
| |) | |
| For: APPARATUS COMPRISING A |) | |
| STORAGE DEVICE FOR STORING) |) | |
| PERFORMANCE DATA AND |) | |
| METHOD OF UPDATING THIS |) | |
| STORAGE DEVICE |) | |

RESPONSE TO NON-FINAL OFFICE ACTION DATED OCTOBER 22, 2004

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to Non-Final Office Action dated October 22, 2004, please
reconsider the application in light of the following remarks.